



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

SB3214

Introduced 2/9/2010, by Sen. A. J. Wilhelmi

SYNOPSIS AS INTRODUCED:

70 ILCS 508/15
70 ILCS 508/55

Amends the Joliet Arsenal Development Authority Act. Provides that the Board of the Joliet Arsenal Development Authority shall consist of 10 members (now, 9 members). Sets forth the membership of the Board. Provides that the County Executive of Will County, with the advice and consent of the Will County Board, shall appoint 6 members of the Board (now, the Will County Board appoints 5 members). Provides that the Authority shall be abolished upon the last to occur of the following: (i) expiration of the 25-year period (now, 15-year period) that began on the effective date of the Act; or (ii) one year after all revenue bonds, notes, and other evidences of indebtedness of the Authority have been fully paid and discharged or otherwise provided for. Effective immediately.

LRB096 17764 RLJ 33131 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning local government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Joliet Arsenal Development Authority Act is
5 amended by changing Sections 15 and 55 as follows:

6 (70 ILCS 508/15)

7 Sec. 15. Creation of Authority; Board members; officers.

8 (a) The Joliet Arsenal Development Authority is created as
9 a political subdivision, body politic, and municipal
10 corporation.

11 (b) The territorial jurisdiction of the Authority shall
12 extend over all of the territory, consisting of 3,000 acres,
13 more or less, that is commonly known and described as the
14 Joliet ammunition plant and arsenal. The legal description of
15 the territory is (1) approximately 1,900 acres located at the
16 Arsenal, the approximate legal description of which includes
17 part of section 30, Jackson Township, T34N R10E, and sections
18 or part of sections 24, 25, 26, 35, and 36, Channahon Township,
19 T34N R9E, Will County, Illinois, as depicted in the Arsenal
20 Land Use Concept; and (2) approximately 1,100 acres, the
21 approximate legal description of which includes part of
22 sections 16, 17, and 18, Florence Township, T33N R10E, Will
23 County, Illinois, as depicted in the Arsenal Land Use Concept.

1 (c) The governing and administrative powers of the
2 Authority shall be vested in its Board of Directors. Until 30
3 days after the effective date of this amendatory Act of the
4 96th General Assembly, the Board of Directors shall consist
5 ~~consisting~~ of 9 members, 4 of whom shall be appointed by the
6 Governor from Will County, by and with the advice and consent
7 of the Senate, and 5 of whom shall be appointed by the county
8 board of Will County. All members appointed to the Board shall
9 be residents of Will County, but of the 5 members who are
10 appointed by the county board of Will County, one shall be a
11 resident of the City of Joliet, one a resident of the City of
12 Wilmington, one a resident of the Village of Elwood, one a
13 resident of the Village of Manhattan, and one a resident of the
14 Village of Symerton. Each city council or village board shall
15 recommend 3 individuals who are residents of the city or
16 village to the Will County board to be members of the Board of
17 Directors. The Will County Board shall choose one of the
18 recommended individuals from each city and village.

19 Beginning 30 days after the effective date of this
20 amendatory Act of the 96th General Assembly, the Board of
21 Directors shall consist of 10 members, 4 of whom shall be
22 appointed by the Governor from Will County, by and with the
23 advice and consent of the Senate, and 6 of whom shall be
24 appointed by the County Executive of Will County, with the
25 advice and consent of the Will County Board. All members
26 appointed to the Board shall be residents of Will County, but

1 of the 6 members who are appointed by the County Executive of
2 Will County, with the advice and consent of the Will County
3 Board, one shall be a resident of the City of Joliet, one a
4 resident of the City of Wilmington, one a resident of the
5 Village of Elwood, one a resident of the Village of Manhattan,
6 one a resident of the Village of Symerton, and one at large
7 resident of Will County. Each city council or village board
8 shall recommend 3 individuals who are residents of the city or
9 village to the County Executive of Will County to be members of
10 the Board of Directors. The County Executive of Will County
11 shall choose one of the recommended individuals from each city
12 and village and one at large resident of Will County and shall
13 submit those names to the Will County Board for approval. All
14 persons appointed as members of the Board shall have recognized
15 ability and experience in one or more of the following areas:
16 economic development, finance, banking, industrial
17 development, small business management, real estate
18 development, community development, venture finance, organized
19 labor, units of local government, or civic, community, or
20 neighborhood organization.

21 (d) Within 30 days after the effective date of this
22 amendatory Act of the 96th General Assembly, the Governor, with
23 the consent of the Senate, and the County Executive of Will
24 County, with the advice and consent of the Will County Board,
25 shall make their appointments to the Board. Two of the
26 gubernatorial appointees and 2 of the non-gubernatorial

1 appointees shall serve a term of 2 years, 2 of the
2 gubernatorial appointees and 2 of the non-gubernatorial
3 appointees shall serve a term of 3 years, and 2 of the
4 non-gubernatorial appointees shall serve a term of 4 years, the
5 length of the term of each to be determined by the appointing
6 authority. ~~The terms of the 9 initial appointees to the~~
7 ~~Authority shall commence 30 days after the effective date of~~
8 ~~this Act. Of the 9 members initially appointed (i) 2 of the~~
9 ~~gubernatorial appointees and 2 of the non gubernatorial~~
10 ~~appointees shall be appointed to serve terms expiring on the~~
11 ~~third Monday in January, 1997 and (ii) 2 of the gubernatorial~~
12 ~~appointees and 3 of the non-gubernatorial appointees shall be~~
13 ~~appointed to serve terms expiring on the third Monday in~~
14 ~~January, 1999.~~ All successors shall be appointed by the
15 original appointing authority and hold office for a term of 4
16 years commencing the third Monday in January of the year in
17 which their term commences, except in case of an appointment to
18 fill a vacancy. Vacancies shall be filled for the remainder of
19 the term. In case of vacancy in a Governor-appointed membership
20 when the Senate is not in session, the Governor may make a
21 temporary appointment until the next meeting of the Senate when
22 a person shall be nominated to fill that office, and any person
23 so nominated who is confirmed by the Senate shall hold office
24 during the remainder of the term. Each member appointed to the
25 Board shall serve until his or her successor is appointed and
26 qualified.

1 (e) The Chairperson of the Board shall be elected by the
2 Board annually from among the members who are appointed by the
3 County Executive of Will County with the advice and consent of
4 the ~~county board of~~ Will County Board.

5 (f) The Governor may remove any member of the Board in case
6 of incompetency, neglect of duty, or malfeasance in office.

7 (g) Members of the Board shall serve without compensation
8 for their services as members but may be reimbursed for all
9 necessary expenses incurred in connection with the performance
10 of their duties as members.

11 (h) The Board may appoint an Executive Director who shall
12 have a background in finance, including familiarity with the
13 legal and procedural requirements of issuing bonds, real estate
14 or economic development, and administration. The Executive
15 Director shall hold office at the discretion of the Board. The
16 Executive Director shall be the chief administrative and
17 operational officer of the Authority, shall direct and
18 supervise its administrative affairs and general management,
19 shall perform such other duties as may be prescribed from time
20 to time by the Board, and shall receive compensation fixed by
21 the Board. The Executive Director shall attend all meetings of
22 the Board; however, no action of the Board or the Authority
23 shall be invalid on account of the absence of the Executive
24 Director from a meeting. The Board may engage the services of
25 such other agents and employees, including attorneys,
26 appraisers, engineers, accountants, credit analysts and other

1 consultants, and may prescribe their duties and fix their
2 compensation.

3 (i) The Board shall meet on the call of its Chairperson or
4 upon written notice of 6 members of the Board.

5 (Source: P.A. 89-333, eff. 8-17-95.)

6 (70 ILCS 508/55)

7 Sec. 55. Abolition of Authority. The Authority shall be
8 abolished upon the last to occur of the following: (1)
9 expiration of the 25-year ~~15-year~~ period that begins on the
10 effective date of this Act; or (2) one year after all revenue
11 bonds, notes, and other evidences of indebtedness of the
12 Authority have been fully paid and discharged or otherwise
13 provided for. Upon the abolition of the Authority, all of its
14 rights and property shall pass to and be vested in the State.

15 (Source: P.A. 89-333, eff. 8-17-95.)

16 Section 99. Effective date. This Act takes effect upon
17 becoming law.